

Meeting Date: 04-24-07

Santa Clara

**AGENDA REPORT**

City of Santa Clara, California

Agenda Item # 6A-2

**DATE:** April 24, 2007

**TO:** City Manager/Executive Director for Council/Redevelopment Agency Information

**FROM:** Deputy City Manager

**SUBJECT:** Correspondence Received Regarding the Proposed Football Stadium as of April 24, 2007

For the period of April 19, 2007 through April 24, 2007, the Mayor and Council Offices, City Manager's Office and other City departments and municipal addresses have received additional emails, phone messages, and letters from residents or others regarding the proposal for a 49ers football stadium. The letters were in support, expressing concerns or opposition, or not articulating a position. The recent correspondence/communication is attached to this Agenda Report. The amount of prior correspondence/communication, previously forwarded to the City Council, is also summarized below. Where possible, staff is responding to residents to provide a status of the issue, clarify information, or correct misinformation. These communications were received prior to the City's receipt of the 49ers stadium proposal.

	Support	Concerns/ Opposition	No Opinion
04/19/07 – 04/24/07	23	8	1
02/03/07 – 04/19/07	2	27	2
02/03/07 – 02/06/07	5	-	-
01/10/07 – 02/02/07		2	2
11/11/06 – 01/09/07	5	14	-

Approved:

Carol McCarthy  
Deputy City Manager

Jennifer Sparacino  
City Manager

**Documents related to this Report: Letters/Emails/Messages**

I:\CTYMN\GRS\AGENDA REPORTS\2007\49er Stadium Input from Public as of April 24 2007.doc

**From:** <robbiecouper@aol.com>  
**To:** <MayorandCouncil@ci.santa-clara.ca.us>, <jsparacino@cu.santa-clara.ca.us>  
**Date:** 4/23/2007 11:19 PM  
**Subject:** Bring the Niners to Santa Clara, you will not regret this decision

**CC:** <robbiecouper@aol.com>  
Dear Mayor and Council, I grew up in San Francisco as a very loyal and dedicated fan of the San Francisco 49er. I now live in Santa Clara County as do most of my friends who grew up in San Francisco. I hope you will approve the financial package of the 49ers and bring the team down to the best area in the Bay Area, Santa Clara County. I do think the City of Santa Clara will benefit financially and certainly in many other ways. This is a decision of a life time to select one of the most respected National Football Franchises for our area. Don't let the doomsayers control this issue, but vote responsibly and I believe you will never regret your decision to build the Niner Stadium in Santa Clara. Cordially, Bob Couper

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**From:** Yvonne Galletta  
**To:** Carol McCarthy  
**Date:** 4/24/2007 9:07 AM  
**Subject:** Phone Message Received - Support for Stadium

Ms. Sue Bowdoin  
2723 Crosby Court  
Santa Clara

Support for stadium being built in Santa Clara. Believes it will be good to have for the City's economic development just like the "Sharks' Arena" has been.

**Carol McCarthy - Fwd: 49er stadium in Santa Clara**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 8:59 AM  
**Subject:** Fwd: 49er stadium in Santa Clara  
**Attachments:** 49er stadium in Santa Clara

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Dear Mayor, Council, & City Manager,

This note is simply a show of support to you and the City of Santa Clara. I am a resident of San Jose and a long time 49er season ticket holder. I am thrilled about the potential for the City and County of Santa Clara with the prospect of a state of the art football stadium. The potential for small business, big business, the City, the Country, and the consumer with this stadium is tremendous. Please support the 49ers and this stadium plan.

Thank you for your consideration,  
Debra A. Upton  
408-515-9361

**Deb Upton**

Live with intention.  
Walk to the edge.  
Listen hard.  
Practice wellness.  
Play with abandon.  
Laugh.  
Choose with no regret.  
Continue to learn.  
Appreciate your friends.  
Do what you love.  
Live as if this is all there is.  
~Mary Anne Radmacher

April 23, 2007

**RECEIVED**

Dear Honorable Mayor and City Council,

**APR 23 2007**

The Santa Clara Chamber of Commerce and Convention-Visitors Bureau and the San Jose Convention and Visitors Bureau support the current inclusive process underway to better understand how the proposed 49er football stadium will benefit the City of Santa Clara and the Silicon Valley region. The process to date has provided various opportunities for the general public, community leaders, business leaders, residents and decision makers to provide input and share their feedback about the proposed stadium.

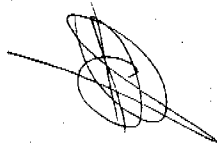
The review and validity of the economic impact study completed by the 49er management and consulting firm, Conventions, Sports & Leisure is an important step to determine the overall benefit the proposed stadium could have on the City of Santa Clara. In an effort to assist the City in developing a regional, independent evaluation of the proposed stadium's economic benefits we are working in partnership to fund a study to be completed by Dr. John E. Connaughton, a professor with over thirty years of economics and finance policy experience. Dr. Connaughton currently is a professor of Economics with the University of North Carolina at Charlotte.

The scope of work includes a review of the economic impact of a stadium built in Santa Clara and will go beyond how the stadium might benefit Santa Clara, by evaluating County specific direct, indirect, induced and total impacts. This study will include an in depth look at impacts associated with the operations of the stadium, local spending, economic impact, and various taxes generated as a result of the proposed stadium. It will also look at other events at the stadium besides football games that would benefit the community and region.

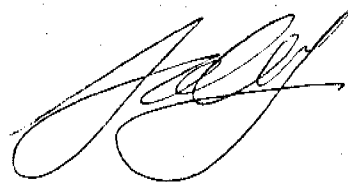
Completing this study will provide a better understanding of the positive benefits of a stadium in Santa Clara and how it might support Santa Clara County and the region.

The Santa Clara and San Jose Convention and Visitors Bureaus look forward to working with you to make our region a great destination to live, work, play and visit.

Sincerely,



Dan Fenton  
President and CEO, San Jose Convention  
and Visitors Bureau



Steven Van Dorn  
President and General Manager, Santa Clara Chamber  
of Commerce and Convention-Visitors Bureau

Cc:

Honorable Mayor and City Council, City of San Jose  
Jennifer Sparacino, City Manager, City of Santa Clara ✓  
Les White, City Manager, City of San Jose

**Carol McCarthy - Fwd: Stadium Financing Plan**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 3:05 PM  
**Subject:** Fwd: Stadium Financing Plan  
**Attachments:** Stadium Financing Plan

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Dear Mayor Mahan and Members of the Santa Clara City Council,

As a concerned resident of the City of Santa Santa, I am always interested in seeing opportunities for the City to be fully persued and investigated.

I urge you to move forward in thoroughly investigating and analyzing the 49ers Stadium Proposal as it will be presented this evening. We all have the best interests of the City as our primary objective.

Thank you,  
Steve

**Steve Ricossa**  
**Member**  
**Santa Clara 49er Stadium Advisory**  
**and Advocacy Committee**

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**From:** "EDWARD COSTA" <netosausage@msn.com>  
**To:** <MayorandCouncil@ci.santa-clara.ca.us>  
**Date:** 4/24/2007 2:52 PM  
**Subject:** San Francisco 49r's

**CC:** <jsparacino@ci.santa-clara.ca.us>  
Dear Madam Mayor and City Council Members:

I am writing to voice my APPROVAL of going forward with the feasibility study regarding the 49rs.

Our forefathers (Mayors and council members of past) also had to listen to the naysayers. We would never have built Paramount's Great America nor the infrastructure surrounding it if they would have listened to the naysayers without first listening and going thru the process of gathering ALL the information to make an informed decision. There are many aspects of this transaction to be considered and yes, one of them is money.

However, we are seldom given the opportunity to build a building and have an immediate occupant with a long term lease at a fraction of the cost to build. If any of you were offered this possibility on a personal level you would be jumping at it. You do not need to be a financial wizard to understand that this is a good deal. Yes, it is a lot of money however our return on our investment will be substantial.

The 49rs. are being very accessible having community coffees for people to come and hear their proposals in a small setting where the citizens of Santa Clara can ask as many questions as they want in a friendly atmosphere.

Please try and keep open minds and listen and learn what is being offered. Continue to go forward with this project. We will not be getting a second chance if we tell them to go away because we were too small minded.

Sincerely,

Deborah Costa

**From:** "EDWARD COSTA" <netosausage@msn.com>  
**To:** <MayorandCouncil@ci.santa-clara.ca.us>  
**Date:** 4/24/2007 1:29 PM  
**Subject:** 49ers

**CC:** <jsparacino@ci.santa-clara.ca.us>  
Madam Mayor and City Council -

I would like to voice my support to urge you to go forward and work with the 49ers on solving the public equity investment issue. Santa Clara has always taken calculated risks using intelligent information to better our community and the City of Santa Clara. I believe there is no doubt that the stadium will bring economic benefits to our city.

I urge you and the City Council to move forward in your usual responsible manner to continue with the feasibility study of this project. An NFL Stadium and team in Santa Clara - INCREDIBLE!!!!!!

Sincerely,

Ed Costa

**From:** Yvonne Galletta  
**To:** Carol McCarthy  
**Date:** 4/24/2007 2:02 PM  
**Subject:** Fwd: The 49ers-Santa Clara stadium proposal

Stadium

>>> Janette Boehm <[fortyninerjan@yahoo.com](mailto:fortyninerjan@yahoo.com)> 4/24/2007 1:33 PM >>>  
Dear City Manager of Santa Clara,

It has been my distinct pleasure to be present in City Chambers for your Council meetings for several months in which the issue talked about, at least by the public, was the possibility of a new stadium for the 49ers in Santa Clara.

I think this is a wonderful idea and opportunity for the City of Santa Clara and support the project overwhelmingly.

I am looking forward to the day when your decision has been reached as unanimously in favor of a new stadium situated in Santa Clara for the 49ers to play football in, honoring the memory of its first Coach who just happened to be from Santa Clara.

Respectfully,  
Jan Boehm

P.S. Your Chambers are much nicer than my own city's of Sunnyvale!

**Carol McCarthy - Fwd: Consistency and Fairness, or the lack thereof...**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 1:35 PM  
**Subject:** Fwd: Consistency and Fairness, or the lack thereof...  
**Attachments:** Consistency and Fairness, or the lack thereof...

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**FTR, I'm in favor of the 9rs moving to SC.**

**I'm also in favor of everyone being treated equally ;**

sooooo, *ifffff* you make an exception for the 9rs\*,

\* (for NOT meeting the deadline for proposal submittal)

**PLEASE extend that courtesy to all of us who have lived here all along...**

To paraphrase my neighbor Au Nguyen,

*The next time a tax-paying resident presents a request to City Council for a simple garage conversion or backyard fence, I hope you'll be every bit as "flexible" with him/her, iffff they fail to present their application and drawings until the night of your hearing...*

Respectfully Submitted,

Barry DeVita  
1442 Newhall Street

**Carol McCarthy - Fwd: 49 repot to the council**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 12:45 PM  
**Subject:** Fwd: 49 repot to the council  
**Attachments:** 49 repot to the council

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Dear:Sir

I would like to encourage you to look at the proposal presented by the 49 football operations tonight regarding the building of a football stadium with open eyes and give we the citizen of Santa Clara the best shot at have a great asset like a professional football stadium in our city. Just do your thing the Santa Clara Way!

**Thank you**  
**spike standifer**  
**40 alviso,st**  
**Santa Clara,ca**  
**95050**  
**408-247-7536**

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**Carol McCarthy - Fwd: Stepping forward**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 11:32 AM  
**Subject:** Fwd: Stepping forward  
**Attachments:** Stepping forward

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Madam Mayor:

I urge you to move forward and work with the 49ers on solving the public equity investment gap over the years, Santa Clara has taken calculated risks to better our community. More study and work is needed to see if the 49er stadium can be a positive as well.

Many in the community would like to see a stadium here as long as the financial and traffic questions can be answered. Further study and work is needed, and I urge you to move forward in a responsible way - as you have already done throughout this process.

Sincerely,  
Ernie Solis

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**Carol McCarthy - Fwd: 49er Stadium**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 11:31 AM  
**Subject:** Fwd: 49er Stadium  
**Attachments:** 49er Stadium

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I urge the City Council and Mayor to move forward with the plans for a 49er Stadium in Santa Clara.

A new stadium in Santa Clara will bring thousands of jobs and millions in economic benefits to our community.

As a Santa Clara resident, I urge the City Council to move forward and find a creative way to make this partnership work.

James Baldwin

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Check out new cars at [Yahoo! Autos](#).



## **Santa Clara Police Officers' Association**

P.O. Box 223

Santa Clara, CA 95052

Phone: (408) 243-COPS

*"Courage - Honor - Commitment"*

April 24, 2007

Mayor Patricia Mahan  
Members of the Santa Clara City Council  
City Hall  
1500 Warburton Avenue  
Santa Clara, California 95050

Dear Mayor Mahan and Members of the City Council:

The Santa Clara Police Officers' Association is a member of the Santa Clara 49er Stadium Advisory and Advocacy Committee. At our committee meeting yesterday, a motion was made urging the council to move forward with the proposal that the 49ers will be presenting tonight.

The SCPOA believes that a public investment in the proposed stadium will be beneficial to the City of Santa Clara, and will have long-term financial benefits. We encourage the City Council and City Staff to thoroughly analyze the proposal, and continue working with all the stakeholders, in order to bring a stadium to the City of Santa Clara.

Sincerely,

Patrick Nikolai  
President



## City of Santa Clara Firefighters • Local 1171

Post Office Box 1185 • Santa Clara, CA 95052-1185 • (408) 985-1171 • FAX (408) 871-2340

April 24, 2007

Mayor Patricia Mahan  
Members of the Santa Clara City Council  
Santa Clara City Hall  
1500 Warburton Avenue  
Santa Clara, California 95050

Dear Mayor Mahan and Members of the City Council:

The Santa Clara City Firefighters, IAFF L1171, accepted an invitation to become a member of the Santa Clara 49ers Stadium Advisory and Advocacy Committee when it was formed several months ago. Our role on the committee is advisory and we thought it important to participate on a committee that is studying an issue that will bring major change to Santa Clara if approved. From the beginning our perspective has been public safety and the question we always have in mind is, "Is this good for Santa Clara and the people of Santa Clara, and will our members be able to continue to provide the high quality service the citizens of Santa Clara expect?"

The ongoing proposal to date has not yet answered that question. The Stadium issue has the potential to provide enhanced economic benefits to the City but no one is sure of that yet.

Tonight you will have the opportunity to hear the 49ers economic proposal for the first time. Even though a great deal of work has already been done on this issue, in a way, this evening is just the beginning. The next few weeks and months will provide the information necessary to move forward in a positive way. We therefore urge Council to continue to study this project and to seek and obtain the facts that will lead to the truth about this proposal and whether or not it will be good for Santa Clara and good for Santa Clarans.

Respectfully,

Gary Niblock  
President



**Carol McCarthy - Fwd: Stadium Project**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 11:33 AM  
**Subject:** Fwd: Stadium Project  
**Attachments:** Stadium Project

---

Dear Mayor Mahan and Council:

Thank you and our Council for taking the bold step to fund a feasibility study for the 49'er project.

Tongiht we will have for the first time actual information with which to make an evaluation and determination of whether to proceed with this project.

While it may be too early to declare this project feasible or not, the pursuit of working partnership which limits the City's liability has significant appeal.

Please remain open and objective and continue your dialog in an attempt to reach a workable agreement to move this project forward for Santa Clara.

Sincerely,  
Miles Barber

**Carol McCarthy - Fwd: 49er STADIUM PROPOSAL**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 9:23 AM  
**Subject:** Fwd: 49er STADIUM PROPOSAL  
**Attachments:** 49er STADIUM PROPOSAL

*From Larry Marsalli  
lmarsalli@slcglobal.net*

Mayor Mahan and Members of the City Council of Santa Clara;  
City Manager and City Staff

My e-mail to you today is to encourage the city to move forward with the scheduled study sessions regarding the building of a stadium in Santa Clara, to look into issues regarding the type and degree of public financing, traffic impact, economic impact and surrounding neighborhood issues. It is important that a complete picture be presented to the public and the city council so that an informed decision can be made.

I personally support the idea of the 49ers building a stadium in Santa Clara, as long as there is no use of the city's General Fund monies for the project, and no tax increases are proposed to directly support the stadium.

I can personally appreciate all that you are going through with this proposal, having been directly and deeply involved in bringing Great America to the City of Santa Clara over 40 years ago.

Thank you for the opportunity to present my thoughts.

## **Santa Clara 49er Stadium Advisory and Advocacy Committee**

April 23, 2007

Mayor Patricia Mahan  
Members of the Santa Clara City Council  
City Hall  
1500 Warburton Avenue  
Santa Clara, California 95050

Dear Mayor Mahan and Members of the City Council:

The Santa Clara 49er Stadium Advisory and Advocacy Committee is an organization of Santa Clara residents, community leaders and business owners who have come together to review information and provide input on the plans for a 49er stadium in Santa Clara.

Tonight, in anticipation of your City Council meeting of April 24<sup>th</sup>, our organization passed a resolution regarding the stadium financing plan that will be presented to the Council.

Our motion reads: "Our organization urges the Santa Clara City Council to move forward and work with the 49ers to solve the public equity investment question regarding the financing of a stadium and, provide Santa Clara citizens with independent confirmation of the economic benefits of a Santa Clara 49er stadium".

Our motion was passed unanimously. The names of our committee members who support this motion follow. Thank you for your leadership and efforts on this issue.

Sincerely,

Don Callejon  
Co-Chair

Larry Marsalli  
Co-Chair

Lisa Gillmor  
George Netto  
Ernie Solis  
Rosalie Wilson  
Miles Barber  
Gary Niblock

Pat Nikolai  
Gary Gillmor  
Buck Polk  
Ernie Dossa  
Joe Sweeney  
Ed Costa

Jim Lee  
Joannie Bassett  
Jerry Marsalli  
Steve Ricossa  
Nick Lavik  
Ted Keech

**Carol McCarthy - Fwd: i support the new 49ers stadium in santa clara, the stadium will help the econom**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 9:42 AM  
**Subject:** Fwd: i support the new 49ers stadium in santa clara, the stadium will help the econom  
**Attachments:** i support the new 49ers stadium in santa clara, the stadium will help the econom

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*From Michael Gottwald  
Gottwald 8@aol.com*

hi there, this is michael gottwald, a big 49ers fan, and i support the new stadium in santa clara, please build the stadium for us all. the stadium will help the economy. there are economic benefits have the niners stadium down in santa clara.

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See what's free at [AOL.com](http://AOL.com).

**From:** Yvonne Galletta  
**To:** Carol McCarthy  
**Date:** 4/24/2007 10:41 AM  
**Subject:** Fwd: 49er Stadium

Stadium - support

>>> "Joannie Bassett" <[jbassett@linear.com](mailto:jbassett@linear.com)> 4/24/2007 10:09 AM >>>  
Dear Mayor, City Council and City Manager.

My name is Joannie Bassett and I am the President of the Santa Clara Chapter of the 49er Booster Club.

I just wanted to tell you that all of members in the club are behind you 100 per cent in trying to get the 49er Stadium build in Santa Clara. Not all of us live in Santa Clara, but we live in the surrounding area. We all know that this will generate jobs for Hotel, Restaurants and a lot of the other business in the area. We just wanted you to know you had our support.

Thanks you for your time.

Sincerely

Joannie Bassett and Members of the Santa Clara Chapter of the 49ers Booster Club.

**Carol McCarthy - Fwd: 49er Stadium**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 9:19 AM  
**Subject:** Fwd: 49er Stadium  
**Attachments:** 49er Stadium

---

Ms. Mayor - I feel that moving the 49ers to Santa Clara would have a positive impact both on the City and the financial bottom line.

Having 60,000+ people there at least 10 times a year will add a considerable amount to the city itself by way of purchases that are made by the fans. Since there is a brisk business in purchasing fan wear at the stadium the day of the game, should a business open up near the stadium and be open for four hours before the game through two hours after the game, that would be win for both the merchant and the city.

Having spent more time than I ever wanted to waiting to get out of the stadium after the game, having nearby streets already in place to handle the crowds may mean I don't have to spend all of my time in line waiting to leave. (I could be in the store making purchases.) Hunter's Point does not have the streets available nor are they as friendly a place as the City of Santa Clara.

Obviously I would like to see the team come to Santa Clara, However, I do agree that one should make certain that everything is viewed in the cold, hard light of day and not the glow of excitement.

I am looking forward to being at the meeting tonight.

*Lisa Santillan*

Lisa Santillan  
Executive Administrative Assistant  
Applied Materials, Inc.  
Investor Relations  
2881 Scott Blvd., MS 2038  
PO Box 58039  
Santa Clara, CA 95050  
P 408-986-7977 F 408-563-4606  
lisa\_santillan@contractor.amat.com

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**Carol McCarthy - Fwd: 49er Study Session Tuesday April 24, 2004**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 8:53 AM  
**Subject:** Fwd: 49er Study Session Tuesday April 24, 2004  
**Attachments:** 49er Study Session Tuesday April 24, 2004

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Mayor Mahan and members of the City Council  
City Manager and City Staff

I just wanted to let you know I appreciate all the hard work and due diligence performed so far by City Staff regarding the 49er Stadium proposal for the City of Santa Clara. It is unfortunate that a lot of misinformation and negative comments have been made both in the press by journalists and in public by citizens not having all the facts. Some have been very rude and I think embarrassing for all concerned.

My email to you is to encourage moving forward with the scheduled "study sessions" to look into issues regarding the degree and types of public financing, traffic impact, economic impact, surrounding neighborhood issues, etc. so a "complete picture" is presented to the public and the city council so an informed decision can be made.

I support the idea of the 49ers building a stadium in Santa Clara as long as there's no use of General Fund monies to build the project and no tax increases to directly support the stadium. I fully understand the need for increases in the utility taxes due to increase costs and maintenance issues that were forecasted well before the City was aware of the 49er Stadium proposal. Unfortunately it will now be impossible to separate this issue from the Stadium proposal because of the wild speculation that has taken place regarding the "Von Raesfeld Plan" and no one has yet dealt with the issue why Silicon Valley Power has been in a deficit.

The "Von Raesfeld Plan" is only one of several financing scenarios along with other investment and development plans that will be studied by you, staff, and the 49ers.

Please keep the door open for all ideas. I believe there are far more "positive" impacts to the City than "negative" ones after everything is put out on the table.

Having a revenue stream into the General Fund from a very diverse source of income is in the City's best interests for the long term. Great America was a great idea 30 yrs. ago. It would be quite a legacy to have residents say 30 yrs. from now, "the 49er Stadium was a great idea."

Thank you for the opportunity to voice my concerns.

Respectfully,

Jerry Marsalli  
281 Fontana Drive  
Santa Clara, CA. 95051

[jerrymarsalli@yahoo.com](mailto:jerrymarsalli@yahoo.com)  
408-464-9037

Marsalli and Associates  
P.O. Box 2844  
Santa Clara, California 95055-2844  
[jerrymarsalli@comcast.net](mailto:jerrymarsalli@comcast.net)

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Thank you.

**From:** Yvonne Galletta  
**To:** Carol McCarthy  
**Date:** 4/24/2007 8:45 AM  
**Subject:** Fwd: 49ers in Santa Clara

Stadium - email of support.

>>> Paul Hillig <[pjhillig@yahoo.com](mailto:pjhillig@yahoo.com)> 4/24/2007 7:15 AM >>>  
Hello City Manager,

I am really excited about the possibility of the San Francisco 49ers moving into a new stadium in Santa Clara within a few years. I grew up in Saratoga and am a big sports fan, my whole family is, and I have followed the 49ers since I was a kid. There are so many great memories of attending the games on Sunday, watching them play such rivals as the Dallas Cowboys and the Green Bay Packers.

I think that it would be a tremendous benefit not only to the city of Santa Clara, but also to the entire South Bay region including all of Santa Clara County, Santa Cruz & Monterey Counties, and Gilroy, Salinas areas. Similar to the way the San Jose Sharks have helped increase recognition to the city and the prosperity of downtown businesses, restaurants, and hotels, the San Francisco 49ers will do the same to Santa Clara. It is a truly win-win situation. Thousands of cities across California would relish in the opportunity to have this at their front door. It is at yours. I hope the city and its residents realize this and take advantage of this once in a lifetime opportunity.

The San Francisco 49ers are a first class organization. They are looked at with respect and admiration across the NFL and the entire sports world. They have 5 Super Bowl Trophies, tied with the Dallas Cowboys and Pittsburgh Steelers. The 49ers teams of the 1980s and early 1990s are considered to be among the greatest teams in NFL history. Many of the NFL's greatest players (Joe Montana, Steve Young, Jerry Rice & Ronnie Lott) played during this period for the 49ers. Let's help bring this outstanding professional sports organization to Santa Clara.

Sincerely,  
Paul Hillig  
Cell: 408-218-5414

**Carol McCarthy - Fwd: Proposed Stadium Proposal**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 3:21 PM  
**Subject:** Fwd: Proposed Stadium Proposal  
**Attachments:** Proposed Stadium Proposal

---

Dear Mayor & City Council,

Thank you for giving the residents the opportunity to view and discuss the proposed stadium proposal at tonight's city council study session.

I am in support of the City Council moving this issue forward to further investigate all the city components relating to the proposed stadium.

I will be in attendance this evening to provide my comments during the public presentation period.

Thank you.

Lisa M. Gillmor  
2676 Birchtree Lane  
Santa Clara, Ca. 95051  
(408) 246-5020

**Carol McCarthy - Fwd: Opposition to Football Team Coming to Santa Clara**

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**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/24/2007 10:56 AM  
**Subject:** Fwd: Opposition to Football Team Coming to Santa Clara  
**Attachments:** Opposition to Football Team Coming to Santa Clara

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Hello,

As a resident of Santa Clara (Rivermark neighborhood), I want to register my adamant opposition to this proposal.

There are much better ways for our city to utilize its money and resources, for the betterment of our residents.

I strongly object to this football team coming to Santa Clara, and will vote as such.

Thanks and best regards,

Brian Chiang  
Santa Clara

## **Carol McCarthy - Fwd: Snake-Oil Salesman ?**

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**From:** Jashma Kadam  
**To:** Carol McCarthy  
**Date:** 4/23/2007 5:04 PM  
**Subject:** Fwd: Snake-Oil Salesman ?  
**Attachments:** Snake-Oil Salesman ?

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Mayor, Council & City Manager

Hold Your Horses !

We want the Study Session on the Yorks financial proposal continued for one week to allow for a true visable, public process, open to the community.

Carol & Donald Buchanan  
[dbuch981@msn.com](mailto:dbuch981@msn.com)  
2637 Kerryshire Lane  
Santa Clara, Ca. 95051-1228  
408-246-6618

**From:** Jennifer Sparacino  
**To:** Carol McCarthy  
**Date:** 4/23/2007 9:20 AM  
**Subject:** Fwd: 49ers proposal

Please see attached.

>>> "Kaz Joseph" <[KJoseph@scu.edu](mailto:KJoseph@scu.edu)> 4/23/2007 9:18 AM >>>

Mayor, Council and City Manager,

I would sincerely hope that the 49ers will not be allowed to present their financial plan to the council meeting this Tuesday, having missed the deadline to submitting it in writing on Friday. Allowing big, moneyed interests to perform an end-run around city procedures is something more fitting for our larger neighbor to the east -- at least under the former administration. With its much highly touted "Code of Ethics & Values", I would think that the City of Santa Clara would be above this sort of thing.

If the 49ers' plan will indeed be beneficial for Santa Clara, let it compete on its own merits, and follow the proper procedures.

Kaz Joseph  
1485 Newhall Street

**From:** Mary Emerson <mary@ducky-d.net>  
**To:** <MayorandCouncil@ci.santa-clara.ca.us>, <jsparacino@ci.santa-clara.ca.us>  
**Date:** 4/22/2007 10:36 PM  
**Subject:** Please Postpone Discussion of 49er's Proposal

Upon visiting the City website, I was deeply disturbed to learn that the 49ers have not yet submitted their Stadium Financing Proposal to City Council.

The 49er's missing this key deliverable would seem to indicate one of three things:

1. They are so disorganized that they can't meet a deadline that was set out for them several weeks ago.
2. Their numbers are so bad that they are burning the midnight oil trying to rework them into a more palatable proposal.
3. They are trying to pull the wool over the eyes of the esteemed Mayor and members of City Council, with another glossy presentation full of big numbers and fancy analysis, based on false assumptions and jargon intended to cow the average person.

None of these bode well for an ongoing business relationship with the city.

As a concerned citizen, I am very interested in ensuring City Council and the Citizens of Santa Clara have an opportunity to review the proposal in advance of the 49er's presentation. They should be required to answer to the Council and the City at large to all details of the proposal.

This is not possible without providing the full proposal in advance, with sufficient time for thoughtful analysis.

Please postpone all presentation & discussion of the 49ers proposal for at least a week, so that everyone will have an opportunity to review it in detail.

Unfortunately, I will be unable to attend Santa Clara City Council Meeting this week, but would like to formally submit this statement for the records.

Kind regards,

Mary Emerson

1515 Newhall St.  
Santa Clara, CA 95050

**From:** Yvonne Galletta  
**To:** Carol McCarthy  
**Date:** 4/23/2007 8:42 AM  
**Subject:** Fwd: Regarding the York's financial/subsidy proposal

See attached.

>>> "j. hogle" <[jjhogle@yahoo.com](mailto:jjhogle@yahoo.com)> 4/22/2007 11:02 PM >>>  
Dear Mayor & City Council:

Please continue the study session for the York family's proposal for city subsidies for two weeks or more, as our community needs to review the proposals in an open, public process.

Look, I admit that I am completely opposed to the stadium, as our technologically important and diversified community needs to focus on the truly important issues, including education, infrastructure, housing, and the homeless. I also believe that it is poor, even reckless judgement to consider using the Silicon Valley Power reserve to help finance the stadium. Nonetheless, open debate is only fair and necessary, and any accelerated or closed-door attempt to ram through support for the billionaire, self-serving Yorks is ethically debatable and, I would hope, political suicide.

So, let's see the York's financial proposal, including its subsidy request, and give us, the community, the people who elected you, time to analyze it. Give us two or more weeks to determine the impacts on our community. Don't shove it down our throat.

In my casual talking with some people in my neighborhood, in talking to other residents when I collect my PO Box mail, I have not found anybody supportive of a stadium (unlike the 49ers poll) when new taxes or higher Silicon Valley Power fees (because of the suggested rape of the SVP reserve) would be part of the package.

So, remember, it was you who resolved on January 02, 2007, that: "Any proposed or approved stadium project in the City of Santa Clara will be the result of a visible, public process, open to the community." Let it be so. Represent the people, not the Yorks.

Hoping that you are working ethically and conscientiously for the benefit of our community,

John Hogle  
Freelance academic librarian  
Instructor, online research  
PO Box 3725

Santa Clara, CA 95055-3725  
Email: [jjhogle@yahoo.com](mailto:jjhogle@yahoo.com)  
Web: [www.blueroom.com](http://www.blueroom.com)

Reality ain't what you think it is  
[<http://www.blueroom.com/realityaint.htm>]

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Do You Yahoo!?  
Tired of spam? Yahoo! Mail has the best spam protection around  
<http://mail.yahoo.com>

**From:** Yvonne Galletta  
**To:** Carol McCarthy  
**Date:** 4/23/2007 8:33 AM  
**Subject:** Fwd: Santa Clara City/York, 49er Request for Subsidy/URGENT!  
**Attachments:** Santa Clara York 49ers Subsidy Alert.pdf

See attached.

>>> "Law Offices of J. Byron Fleck" <[jbyronflecklaw@sbcglobal.net](mailto:jbyronflecklaw@sbcglobal.net)> 4/22/2007 8:08 PM >>>

Hi Jennifer,

Please distribute attached to Mayor, Council and Yorks.

Thank you very much,

Byron Fleck & Karen Hardy

J. Byron Fleck, Esq.  
LAW OFFICES OF J. BYRON FLECK  
160 W. Santa Clara Street, #1200  
San Jose, CA 95113  
Tel: (408) 298-7482  
Facsimile: (408) 297-3360  
[jbyronflecklaw@sbcglobal.net](mailto:jbyronflecklaw@sbcglobal.net)

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J. Byron Fleck, Esq.  
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160 W. Santa Clara Street, #1200  
San Jose, CA 95113  
Tel: (408) 298-7482  
Facsimile: (408) 297-3360  
[jbyronflecklaw@sbcglobal.net](mailto:jbyronflecklaw@sbcglobal.net)

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**ACTION ALERT: Forward to Your Friends In Santa Clara  
and Contact the Mayor, City Council & City Manager  
NOW!**

**BILLIONAIRE YORKS WANT YOUR MONEY,  
BUT WON'T LET YOU ASK QUESTIONS!<sup>1</sup>**

*by J. Byron Fleck and Karen Hardy<sup>2</sup>*

Draw your own conclusion. We have.

Since January 2, 2007, the Mayor, Santa Clara City Council and City Manager have repeatedly assured residents that we would have ample opportunity to present our views and ask questions to the Yorks 49er representatives and the City Council, regarding billionaire Yorks' request for YOUR money, to build THEM a football stadium.

One of those public opportunities was supposed to be this Tuesday, April 24. This was to be the critical council meeting where the Yorks would tell residents how much of YOUR money they want. Problem is, we residents are effectively precluded from asking questions about their request.

Why ?

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<sup>1</sup> This report is another in a series prepared by the authors. Both oppose giving any subsidy to a billionaire. If you wish to receive any of our three prior reports, simply request to [jfleck@covad.net](mailto:jfleck@covad.net)

<sup>2</sup> Byron Fleck is a resident, attorney and former City of Santa Clara Planning Commissioner. Karen Hardy is a teacher, community volunteer and City Planning Commissioner. The views expressed by Ms. Hardy are her own. They not intended to reflect the views of the Commission or the views any other member of the City of Santa Clara Planning Commission.

Because, contrary to established practice when presenting before City Council, the Yorks elected not to distribute their financial proposal / subsidy request by the Friday before Tuesday's Council meeting.<sup>3</sup>

Because the Yorks decided to hide their request until Tuesday's meeting, neither the Mayor, nor City Council, nor City Staff nor (most importantly) YOU, have a meaningful chance to review their request and formulate questions and comments to the people asking for YOUR money.

Meanwhile, billionaire Yorks will make their pitch in the light most favorable to them, then, presumably, jet back to Ohio or wherever, in a calculated move intended to leave us with no time to ask meaningful questions or present thoughtful views.

A billionaire "Dump and Run" is how I describe it. Perhaps Karen describes it better. "Loot and Scoot."

Just how outrageous is the Yorks tactic? Well, consider this. The next time you present a request to City Council for a simple garage conversion or backyard fence, just see how far you get when you refuse to present your application and drawings until the night of your hearing.

We find it inconceivable that the City of Santa Clara would allow such disrespectful tactics, and yet expect (and require) so much more from its own residents for relatively insignificant matters.

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<sup>3</sup> To suggest the Yorks were merely unaware of the protocol is inconceivable. The Yorks distributed their "Millions and Billions of Economic Benefit" impact report (since discredited) to the City on the Friday prior to their Tuesday April 10, 2007 presentation before City Council, in accord with established practice. That report was immediately published on the City's website on Friday, April 6, giving residents sufficient time to digest. Given how that report fared under public scrutiny, we cannot say we are surprised by this attempt at a fast one. Disappointed perhaps, but not surprised.

On January 29, 2007 City Staff recommended, and Council adopted on February 6, 2007, the following principle concerning the Yorks request:

**"1. City Staff and 49ers staff will have the opportunity to participate in public meeting Study Sessions...These Study Sessions...[will] update and inform the Council and community of issues pertaining to the ongoing feasibility analysis."**<sup>4</sup> (*Emphasis added*).

On December 21, 2006, *The San Jose Mercury News* broke a troubling report of private meetings between the Mayor, certain City Council members and 49er representatives concerning a proposed stadium in Santa Clara, thereby raising questions about possible violations of California's open meeting rules.<sup>5</sup>

Presumably stung by public concern about the private conversations, Santa Clara City Council unanimously voted on January 2, 2007 to adopt the following guideline:

**"Any proposed or approved stadium project in the City of Santa Clara will be the result of a visible, public process, open to the community."**<sup>6</sup> (*Emphasis as in original*).

It is clear to us that the Yorks are actively scheming to intentionally avoid public scrutiny of their subsidy request from YOUR money. That scheme is inconsistent with the principles espoused by the Santa Clara City Council, an insult to the residents they expect to fund their subsidy and a breach of good faith with our City.

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<sup>4</sup> Agenda Report Memo from Asst. City Mgr. To City Mgr. Et al. "Recommended Process to Guide Discussions and Possible Negotiations for a Proposed San Francisco 49ers Stadium in the City of Santa Clara" p. 3, January 29, 2007.

<sup>5</sup> See, "City treads fine line in Niners meetings" *San Jose Mercury News*, December 21, 2006. Section 1B.

<sup>6</sup> Agenda Report Memo :Guiding Principles - Feasibility of a Proposed 49ers Stadium in the city of Santa Clara" January 2, 2007 p.4.

## **A CALL TO ACTION - WHAT WE MUST DO**

It does not matter whether you are a proponent, opponent or undecided about the Yorks subsidy request. All residents of Santa Clara are entitled to meaningfully examine the Yorks proposal and ask questions or make comments. Tell your City Council you demand to have that right respected! Tell the City Council by email now, that you want the Study Session on the Yorks financial proposal continued for one week, to allow for a true "visible, public process, open to the community." Please email your request and comment before Tuesday April 24, 2007 to:

Mayor and Council  
City Manager

[MayorandCouncil@ci.santa-clara.ca.us](mailto:MayorandCouncil@ci.santa-clara.ca.us)  
[jsparacino@ci.santa-clara.ca.us](mailto:jsparacino@ci.santa-clara.ca.us)

**From:** Yvonne Galletta  
**To:** Carol McCarthy  
**Date:** 4/23/2007 8:34 AM  
**Subject:** Fwd: 49er's Financial Proposal for Tuesday's meeting

See attached.

>>> Au <[au@ducky-d.net](mailto:au@ducky-d.net)> 4/22/2007 10:53 PM >>>  
Madam Mayor & Santa Clara City Council Members,

I am extremely concerned by the 49er's failure to submit their financial proposal by the Friday deadline for Tuesday's Council meeting. This is disrespectful to the Council. It also does not give concerned citizens adequate time to review the proposal and prepare questions in advance of the meeting. I understand it is also contrary to established practice when presenting before City Council.

Furthermore, the cost estimates have gone steadily upwards, even before any contract has been signed or ground broken. When the idea of a stadium was first floated, cost estimates were in the \$600 million range. Then it's \$800 million, then it's \$950 million. Considering that the 49ers and their consultants are in the business of building stadiums, I can only draw two conclusions from this, neither of which bodes well for our city:

1. If they missed their cost estimates this badly, this early in the process, then perhaps the city should not be doing business with such inept businessmen.
2. If they knew all along what the true costs will be, then I believe the city is being offered the mother of all bait-and-switches.

Please consider canceling all further negotiations with the 49ers.

Respectfully yours,

Au Nguyen  
1515 Newhall St  
Santa Clara, CA 95050

**From:** Carol McCarthy  
**To:** Kim Fettahlioglu  
**Date:** 4/20/2007 4:58 PM  
**Subject:** Resident call - RE: 49ers

Kim:

Thank you for these notes. I will add this to the correspondence file on this topic.

Carol

>>> Kim Fettahlioglu 4/20/2007 4:46 PM >>>

I received a call today at lunchtime from a residence with questions regarding the 49ers Stadium. The resident, Ms. Martin, said she was elderly and disabled and was unable to come to the council meetings and does not have cable TV and is not able to get to the library. She asked when the proposal from the 49ers was going to be addressed and if there was a final date set. I told her it was being discussed currently in the council meetings and that there was no final date set yet. She had a complaint she wanted to register regarding the proposed increase to the residents. She said she was a senior on the fixed income and has lived in Santa Clara since 1961. She does not have extra money for utility fees to be increased to support the sports stadium. She thinks it's really really horrible. She thinks that those who should pay for the stadium are the highly paid players, the builders, or they should raise the cost of the tickets so the users of the stadium helps pay for it. She does not understand why the residents of the city of Santa Clara, have to pay when the other neighboring cities will benefit.

Contact:

Ms. Martin  
990 Woodduck Avenue  
Santa Clara

**From:** Kim Fettahlioglu  
**To:** Carol McCarthy  
**Date:** 4/13/2007 9:53 AM  
**Subject:** Resident call RE: 49ers Stadium - Perrone

A call was received this morning in the Mayor and Council office from a Santa Clara resident, Bill Perrone. He wanted to give his comments regarding the 49ers stadium. He thinks it is a good idea that we have cautious economics. He also told me that he likes the idea of the increased income tax for those with more than \$1million.

Contact:  
Bill Perrone  
246-3449

April 23, 2007

Mr. Perrone and I exchanged telephone calls and connected this morning. I explained the status of the 49ers proposal to him, and that he could obtain more information online.

Mr. Perrone does not want the proposal for a 49ers stadium to impact the City's General Fund or utilities, and felt that it was positive that the Council had adopted early Guiding Principles so that everyone could be operating from the same understanding

If the stadium is to be considered, he had a suggestion for a potential source of funds. He indicated that in some states back East, he believes that there is a state income tax imposed on individuals with higher levels of income, at \$1 million or more. Those individuals who live in Santa Clara would pay ½ % of their income; those who work in Santa Clara would pay ½ % of their income; and those who live and work in Santa Clara would pay 1% of their income in support of the stadium.

I told Mr. Perrone that I was not familiar with this type of personal income tax imposed by cities, but that I would pass his suggestion along to the Mayor and Council, per his request.

Carol McCarthy  
Deputy City Manager